

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE DENTISTRY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

MOHAMMED M. ALSAMARRAIE, D.D.S.,
RESPONDENT.

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FINAL DECISION AND ORDER

ORDER 0007960

Division of Legal Services and Compliance Case No. 20 DEN 107

The parties to this action for the purpose of Wis. Stat. § 227.53 are:

Mohammed M. Alsamarraie, D.D.S.
Oak Creek, WI 53154

Wisconsin Dentistry Examining Board
P.O. Box 8366
Madison, WI 53708-8366

Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190
Madison, WI 53707-7190

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Wisconsin Dentistry Examining Board (Board). The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. Respondent Mohammed M. Alsamarraie, D.D.S., (Year of Birth 1983) is licensed to practice dentistry in the state of Wisconsin, having license number 1001540-15, first issued on June 2, 2017, and current through September 30, 2023. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Oak Creek, Wisconsin 53154.

2. At all times relevant to this proceeding, Respondent was employed as a dentist at a dental clinic located in Milwaukee, Wisconsin (Clinic).

3. A chart note from June 14, 2018, reflects that Patient A (a 63-year-old male) had been seen at the Clinic on that date by another dentist, who stated Patient A was missing 10 teeth, and had several other broken and decayed teeth which would require extraction. It was noted that "pt is on bleed [sic] thinner and adv to get med clearance; pt agreed".

4. On February 19, 2019, Patient A reported to the Clinic, at which time Respondent, due to the condition of Patient A's dentition, extracted thirteen (13) teeth and planned a full upper denture and partial lower denture.

5. On February 19, 2019, Respondent did not discuss with Patient A whether he had obtained medical clearance from his treating doctor for any procedure nor did he document any such discussion in the chart. Respondent did not take any steps to obtain medical clearance from Respondent's treaters, or to ensure such clearance had been obtained, prior to extracting thirteen (13) teeth from Patient A on that date.

6. On February 19, 2019, Respondent failed to obtain a complete updated medical history and medication list from Patient A, including the name of the blood thinner he was taking and the status of his diabetes.

7. Respondent instructed Patient A at discharge on February 19, 2019, that "if bleeding persists need to go to ER for immediate care" as opposed to instructing Respondent to call or report to the Clinic under such circumstances.

8. Respondent administered amoxicillin to Patient A prior to the procedure on February 19, 2019, citing his open-heart surgery five years prior; however, pursuant to American Heart Association (AHA) guidelines, Patient A should not have been pre-medicated on that basis.

9. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Dentistry Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 447.07, and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

2. By the conduct described in the Findings of Fact, Respondent engaged in unprofessional conduct as defined in Wis. Admin. Code § DE 5.02(5), by practicing in a manner which substantially departs from the standard of care ordinarily exercised by a dentist or dental hygienist which harms or could have harmed a patient.

3. As a result of the above conduct, Respondent is subject to discipline pursuant to Wis. Stat. § 447.07(3).

ORDER

1. The attached Stipulation is accepted.
2. Respondent is REPRIMANDED.
3. Respondent's license to practice dentistry in the state of Wisconsin (license number 1001540-15) is LIMITED as follows:
 - a. Within 120 days of the date of this Order, Respondent shall successfully complete eight (8) hours of education on the topic of management of medically-compromised patients including those on blood thinners and those with diabetes, and two (2) credits on the topic of documentation and medical-history taking, offered by a provider pre-approved by the Board's monitoring liaison, including taking and passing any exam offered for the courses.
 - b. All education completed pursuant to this Order shall be taken in-person if education on the appropriate topic is available to be taken in-person within the required time frame. The Board's monitoring liaison may approve course(s) to be taken via webinar, online, or otherwise remotely, in response to a request from Respondent.
 - c. Respondent shall submit proof of successful completion of the ordered education in the form of verification from the institution providing the education to the Department Monitor at the address stated below.
 - d. None of the education completed pursuant to this requirement may be used to satisfy any continuing education requirements that have been or may be instituted by the Board or Department, and also may not be used in future attempts to upgrade a credential in Wisconsin.
 - e. The Board's monitoring liaison may change the number of credit hours and/or education topics in response to a request from Respondent. The monitoring liaison may consider the topic availability and/or hours of education when determining if a change to the ordered education should occur.
 - f. This limitation shall be removed from Respondent's license after satisfying the Board or its designee that Respondent has successfully completed all of the ordered education.
4. Within 90 days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$1,440.00.

5. Any requests, petitions, payment of costs (made payable to the Wisconsin Department of Safety and Professional Services), and other information required by this Order shall be submitted to:

Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 266-2112; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

Respondent may also submit this information online at: <https://dpsmonitoring.wi.gov>.

6. In the event that Respondent violates any term of this Order, Respondent's license (no. 1001540-15) to practice dentistry in the state of Wisconsin may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of the Order. The Board may, in addition and/or in the alternative refer any violation of this Order to the Division of Legal Services and Compliance for further investigation and action.

7. This Order is effective on the date of its signing.

WISCONSIN DENTISTRY EXAMINING BOARD

By: 
A Member of the Board

5/4/22
Date

STATE OF WISCONSIN
BEFORE THE DENTISTRY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

MOHAMMED M. ALSAMARRAIE, D.D.S.,
RESPONDENT.

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STIPULATION

ORDER 0007960

Division of Legal Services and Compliance Case No. 20 DEN 107

Respondent Mohammed M. Alsamarraie, D.D.S., and the Division of Legal Services and Compliance, Department of Safety and Professional Services, stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.

2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives the following rights:

- the right to a hearing on the allegations against Respondent, at which time the State has the burden of proving those allegations by a preponderance of the evidence;
- the right to confront and cross-examine the witnesses against Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by subpoena;
- the right to testify on Respondent's own behalf;
- the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision;
- the right to petition for rehearing; and
- all other applicable rights afforded to Respondent under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation. Respondent is represented by Attorney Lauren Wick.

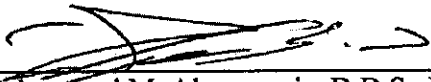
4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Dentistry Examining Board (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Board's order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Board the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.


6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent or Respondent's attorney, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with deliberations on the Stipulation. Additionally, any such advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.

7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.


8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.


Mohammed M. Alsamarraie, D.D.S., Respondent
Oak Creek, WI 53154
License No. 1005540-15

4/19/2022
Date


Lauren Wick, Attorney for Respondent
Gutglass Erickson Bonville & Larson
735 N. Water St., Ste 1400
Milwaukee, WI 53202

4-19-2022
Date


Carley Peich Kiesling, Prosecuting Attorney
Department of Safety and Professional Services
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

April 20, 2022
Date